

The opinion in support of the decision being entered today is not binding precedent of the Board.

Paper 23

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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

JAMES A. **HOXIE**,

Junior Party¹
(Patent No. 5,994,515),

v.

YI **LI**
and STEVEN M. RUBEN,

Senior Party²
(Application No. 09/339,912).

Patent Interference 105,059 (NAGUMO)

Before: LEE, TIERNEY, and NAGUMO, Administrative Patent Judges.
NAGUMO, Senior Administrative Patent Judge.

JUDGMENT PURSUANT TO 37 CFR § 1.662

Upon consideration of the REQUEST BY HOXIE UNDER 37 CFR
§ 1.662 (Paper 22), it is

ORDERED that judgment on priority as to Count 1, the

¹ Hoxie has been accorded benefit for priority of its filing date, June 25, 1997.

² Li has been accorded benefit for priority of parent application 08/466,343 (filed June 6, 1995, now U.S. Patent No. 6,025,154).